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 ALPHA & OMEGA SEMICONDUCTOR, LTD.

14
 15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 17 SAN FRANCISCO DIVISION

18 ALPHA & OMEGA SEMICONDUCTOR,
 19 INC., a California corporation; and
 ALPHA & OMEGA SEMICONDUCTOR,
 LTD., a Bermuda corporation,

20 Plaintiffs,

21 v.

22 FAIRCHILD SEMICONDUCTOR
 23 CORP., a Delaware corporation,

24 Defendant.

25 AND RELATED COUNTERCLAIMS

26 Case No. 07-2638 JSW (EDL)
 (Consolidated with Case No. 07-2664 JSW)

27
**28 DECLARATION OF HARRY F. DOSCHER
 IN SUPPORT OF FAIRCHILD
 SEMICONDUCTOR CORPORATION'S
 ADMINISTRATIVE MOTION FOR AN
 ORDER PERMITTING THE FILING
 UNDER SEAL OF EXHIBIT 3 TO THE
 DECLARATION OF IGOR SHOIKET IN
 SUPPORT OF FAIRCHILD
 SEMICONDUCTOR CORPORATION'S
 MOTION TO COMPEL RESPONSES TO
 INTERROGATORIES AND
 PRODUCTION OF DOCUMENTS**

Hon. Elizabeth D. Laporte

1 I, Harry F. Doscher, declare as follows:

2 I am an Associate at the law firm of Morgan, Lewis & Bockius LLP, 2 Palo Alto Square,
 3 3000 El Camino Real, Suite 700, Palo Alto, California 94306, and a member in good standing of
 4 the Bar of the State of California. I am admitted to practice in the United States District Court for
 5 the Northern District of California. Morgan, Lewis & Bockius LLP has been retained as trial
 6 counsel for Plaintiffs and Counterdefendants Alpha & Omega Semiconductor, Inc. and Alpha &
 7 Omega Semiconductor, Ltd. (together, "AOS") in the present action. I submit this declaration
 8 pursuant to Civil L.R. 79-5(d), regarding Fairchild Semiconductor Corporation's Administrative
 9 Motion for an Order Permitting the Filing Under Seal of Exhibit 3 to the Declaration of Igor
 10 Shoiket in Support of Fairchild Semiconductor Corporation's Motion to Compel Responses to
 11 Interrogatories and Production of Documents. I have personal knowledge of each statement set
 12 forth herein, and each such statement is true and correct.

13 1. On August 2, 2007, the Court entered the Stipulated Protective Order. [D.I. 27].
 14 The Stipulated Protective Order evidences the general agreement of the parties to this action that
 15 information concerning product design and structure, manufacturing, and proprietary commercial
 16 information, among other things, is highly confidential, and disclosure would create a substantial
 17 risk of serious injury:

18 "Highly Confidential – Attorneys' Eyes Only" Information or
 19 Items: highly sensitive "Confidential Information or Items," the
 20 disclosure of which to another Party or non-party would create a
 21 substantial risk of serious injury to the Producing Party.

22 * * *

23 Without written permission from the Designating Party or a court
 24 order secured after appropriate notice to all interested persons, a
 25 Party may not file in the public record in this Action any Protected
 26 Material. A Party that seeks to file under seal any Protected
 27 Material must comply with Civil Local Rule 79-5.

28 Stipulated Protective Order [D.I. 27] at 1:22-24 & 11:18-21. Protected Material, as defined in the
 29 Stipulated Protective Order, includes material that is designated as "Confidential" or "Highly
 30 Confidential – Attorneys' Eyes Only." *Id.* at 2:4-5.

1 2. Exhibit 3 to the Declaration of Igor Shoiket in Support of Fairchild Semiconductor
2 Corporation's Motion to Compel Responses to Interrogatories and Production of Documents
3 contains highly confidential proprietary business information, including the identification of third
4 party, outside vendors and customers of AOS and confidential internal business practices, which
5 would place AOS at a competitive disadvantage if the information were to become publicly
6 known, particularly to the competitors of AOS, and have been designated by AOS as "Highly
7 Confidential – Attorneys' Eyes Only" pursuant to the Stipulated Protective Order.

8 3. For the foregoing reasons, I believe that good cause exists to protect Exhibit 3 to
9 the Declaration of Igor Shoiket in Support of Fairchild Semiconductor Corporation's Motion to
10 Compel Responses to Interrogatories and Production of Documents, by filing Exhibit 3 under seal
11 pursuant to Civil L.R. 79-5.

12 I declare under penalty of perjury under the laws of the United States that the foregoing is
13 true and correct to my personal knowledge.

14 Executed this 20th day of November, 2007, at Palo Alto, California.

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16 /s/ Harry F. Doscher
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18 Harry F. Doscher
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